

Docket No. 212/219

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of:

Rothman, et al. 09/062,714

Serial No.: 09/062,717

Filed: April 20, 1998

For: Belt with Detachable Bladder
for Cardiopulmonary Resuscitation
and Circulatory Assist

Art Unit: 3764

Examiner: Koo, B.

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FACSIMILE COVER SHEET

Commissioner of Patents & Trademarks
Washington, D.C. 20231

Fax 703 872 9303

Sir:

Faxed with this transmittal sheet please find the following
correspondence for this application:

- [x] Response to Office Action [11] pages
- [x] Attachment of Claims [6] pages
- [x] Petition for Extension of Time [1] page
- [x] Continued Prosecution Application Request [2] pages
- [x] Receipt for Facsimile Transmitted CPA [1] page

Please acknowledge receipt of these application papers by affixing
the Patent and Trademark Office Stamp to this sheet and returning
this sheet to our office via fax at 949 588 6172.

Date: September 9, 2002

K. David Crockett, Esq.
Reg. No. 34,311
Crockett & Crockett
24012 Calle De La Plata, Suite 400
Laguna Hills, CA 92653
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423/56
9-17-02

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:
☐ DUPLICATE

Address to: Assistant Commissioner for Patents Box CPA Washington, DC 20231	Attorney Docket No. of Prior Application	212/219
	First Named Inventor	Rothman
	Examiner Name	Koo, B.
	Group Art Unit	3764
	Express Mail Label No.	

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 09/062,714,
filed on Apr 20, 1998, entitled Belt with Detachable Bladder for CPR and Circulatory Assist.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

- ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
- ☒ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
.....
 - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
 - ☐ PTO-1449
 - ☐ Copies of IDS Citations

09/17/2002 STHOMAS 00000001 033700

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[Page 1 of 2]

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02 FC:231

370.00 CH

03 FC:203

18.00 CH

04 FC:202

84.00 CH

PTO/SB/29 (10-00)

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (i))	22	-20* =	2	x \$ 18 =	\$ 36
INDEPENDENT CLAIMS (37 CFR 1.18(b) or (i))	5	-3** =	2	x \$ 84 =	168
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ _____ =	
				BASIC FEE (37 CFR 1.16)	740
				Total of above Calculations =	944
				Reduction by 50% for filing by small entity (Note 37 CFR 1.27).	472
				TOTAL =	472

6. ☒ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 03-3700:a. ☒ Fees required under 37 CFR 1.16.b. ☒ Fees required under 37 CFR 1.17.c. ☒ Fees required under 37 CFR 1.18.8. ☐ A check in the amount of \$ _____ is enclosed.9. ☐ Payment by credit card. Form PTO-2038 is attached.10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of _____ months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.11. ☐ New Attorney Docket Number, if desired _____

(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)

12. a. ☒ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)b. ☐ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)13. ☒ Other: Petition for Extension of Time**NOTE:**

The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

14. NEW CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Labelor ☐ New correspondence address below

(Insert Customer No. or Attach bar code label here)

Name	K. David Crockett, Esq.				
	Crockett & Crockett				
Address	24012 Calle de la Plata, Suite 400				
City	Laguna Hills	State	CA	Zip Code	92653
Country	US	Telephone	949 588 6171	Fax	949 588 7872

15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print I/Type)

K. David Crockett, Esq.

Signature

Registration No. (Attorney/Agent)

34,311

Date

September 9, 2002

[Page 2 of 2]

PTO/SB/29A (08-00)
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<p>If this RECEIPT is included with a request for a CPA filed by facsimile transmission, it will be date stamped and mailed to the ADDRESS in item 1.</p>		<p>RECEIPT FOR FACSIMILE TRANSMITTED CPA</p> <p><small>(To accompany a request for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) filed by facsimile transmission)</small></p>
<p>1. ADDRESS</p>	<p><i>Applicant's Mailing Address for this receipt <u>must</u> be CLEARLY PRINTED or TYPED in the box below.</i></p>	
<p>K. David Crockett, Esq. Crockett & Crockett 24012 Calle de la Plata, Suite 400 Laguna Hills CA 92653</p> <p>NOTE: By this receipt, the USPTO (a) acknowledges that a request for a CPA was filed by facsimile transmission on the date stamped below by the USPTO and (b) verifies only that the application number provided by the applicant on this receipt is the same as the application number provided on the accompanying request for a CPA. This receipt CANNOT be used to acknowledge receipt of any paper(s) other than the request for a CPA.</p>		
<p>2. APPLICATION IDENTIFICATION: <small>(Provide at least enough information to identify the application)</small></p> <p>a. For prior application</p> <p>Application No.: 09/062,714</p> <p>Filing Date: Apr 20, 1998</p> <p>Title: Belt with Detachable Bladder for CPR and Circulatory Assist</p> <p>Attorney Docket No.: 212/219</p> <p>First Named Inventor: Rothman</p> <p>b. For instant CPA application</p> <p>New Attorney Docket No.: _____</p> <p><small>(If applicable)</small></p>		
<p>The USPTO date stamp, which appears in the box to the right, is an acknowledgement by the USPTO of receipt of a request for a CPA filed by facsimile transmission on the date indicated below.</p>		<p><small>(THIS AREA FOR PTO DATE STAMP USE)</small></p>
<p>USPTO HANDLING INSTRUCTIONS:</p> <p><small>Please stamp area to the right with the date the complete transmission of the request for a CPA was received in the USPTO and also include the USPTO organization name that provided the date stamp (stamp may include both items). Verify that the application number provided by applicant on this receipt is the same as the application number provided by applicant on the request for a CPA accompanying this receipt. If there is an inconsistency between the application number provided on this receipt and the request for a CPA, strike through the inconsistent application number provided on this receipt and insert the correct application number, if possible. Then place in a window envelope and mail.</small></p>		

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9/17-02

Docket No. 212/219

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of:

Rothman, et al. 09/062 714

Serial No.: 09/062,717

Filed: April 20, 1998

For: Belt with Detachable Bladder
for Cardiopulmonary Resuscitation
and Circulatory Assist

Art Unit: 3764

Examiner: Koo, B.

RESPONSE TO OFFICE ACTION

Commissioner of Patents & Trademarks
Washington, D.C. 20231

Sir:

This paper is responsive to the Office Action dated March 11,
2002 in the parent application.

Amendments

Please amend claims 6, 12, 14-18, and 20 as follows:

6. (twice amended) An inflatable vest for administering CPR to a
patient, the patient having a chest, armpits, and a sternum, said

Certificate of facsimile transmission

I hereby certify that this response (along with any paper referred to as being attached or
enclosed) is being facsimile transmitted to the Commissioner of Patents and Trademarks,
Washington, D.C. 20231 at the facsimile telephone number indicated below.

Fax No. 703 872 9303

Date: September 9, 2002

Theodore D. Fay III

Theodore D. Fay III, Esq.